

RESOLUTION NO. 2017-29

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AUTHORIZING THE EXPENDITURE OF FUNDS FROM THE UNITED STATES DEPARTMENT OF JUSTICE EQUITABLE SHARING PROGRAM FOR THE PURCHASE OF A DEPARTMENT-WIDE ACTIVE KILLER RESPONSE TRAINING PROGRAM AND RELATED AMMUNITION; PROVIDING FOR WAIVER OF COMPETITIVE BIDDING; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Village of Key Biscayne (the “Village”) Council, desires to authorize and provide for the purchase of professional services and related ammunition for purposes of training the Village Police Department (the “Department”) in active-killer situations (the “Program”); and

WHEREAS, the Program will ensure that all members of the Department have basic to intermediate skills necessary to enhance their ability to save more lives and safeguard themselves in active killer situations; and

WHEREAS, the Department has identified Direct Action Industries LLC (“DAI”) as the sole locally sourced provider of such an active killer training program; and

WHEREAS, the Program provided by DAI qualifies as an expense which would be paid by funds from the United States Department of Justice Equitable Sharing Program (the “Federal Sharing Program”); and

WHEREAS, the Village desires to authorize an amount not to exceed \$30,426.00 from the Federal Sharing Program to purchase the Program as detailed by the proposals attached hereto as Exhibits “A” (DAI Training Quote) and “B” (Cost of Ammunition); and

WHEREAS, the Federal Sharing Program currently has ample funds resulting from assets seized during joint investigations involving the Department and federal law enforcement agencies; and

WHEREAS, pursuant to Section 2-85 of the Village Code of Ordinances (the “Village Code”), the Village Council has determined that it is impractical to apply competitive bidding procedures to purchase the Program and desires to waive such procedures; and

WHEREAS, the Village Council finds that this Resolution is in the best interest of the Village.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. The recitals stated above are hereby adopted, confirmed and incorporated herein.

Section 2. Purchase of Program Authorized; Specification of Funds. That the purchase of the Program from DAI as described herein is approved and authorized, subject to the condition that the cost of the Program shall not exceed \$30,426.00. The funding source for purchasing the Program shall be from the Federal Sharing Program.

Section 3. Waiver of Competitive Bidding. That pursuant to Section 2-85 of the Village Code, competitive bidding procedures are waived for the purchase of the Program.

Section 4. Village Manager Authorized. The Village Manager is authorized to execute a purchase order, consistent with the proposals attached hereto as Exhibits “A” and “B” for the purchase of the Program at a cost not to exceed \$30,426.00.

Section 5. **Effective Date.** This Resolution shall be effective immediately upon adoption.

PASSED AND ADOPTED this 13th day of June, 2017.


MAYOR MAYRA PEÑA LINDSAY

ATTEST:


CONCHITA H. ALVAREZ, MMC, VILLAGE CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY


VILLAGE ATTORNEY



Exhibit A

DIRECT ACTION INDUSTRIES



REQUEST FOR QUOTE

786.401.6824
sales@da1industries.com

172 W. Flagler St.
Miami, FL
33130

Attention: LT. Valdez
Key Biscayne Police Department
88 W McIntyre St
Key Biscayne, FL 33149
Date: 3/21/17

Response to Active Shooter LE (2 Day)

Description	Quantity	Unit Price	Cost
Active Shooter Response LE (2 Day)	36	\$ 575	\$ 20,700
SOP Review & Re-write	1	\$ 10,000	\$ 10,000
Discounted SOP Review & Re-write with entire department purchase of ASR (2 Day)	1	\$ 10,000	\$ (10,000)
		Subtotal	\$ 20,700
		Total	\$ 20,700

Thank you for your interest in Direct Action Industries. We look forward to working with you.

Cage #7QDT3
DUNS #064592094

Exhibit B

DIRECT ACTION INDUSTRIES

INVOICE#
10008

786.401.6824
sales@da1ndustries.com

172 W. Flagler St.
Miami, FL
33130

Attention:
Key Biscayne Police Department
88 West McIntyre Street
Key Biscayne, FL 33149
Date: 4/7/2017

UTM order

Description	Quantity	Unit Price	Cost
UTM 9mm UTX rounds (Box of 1000)	20	\$ 480	\$ 9,600
Shipping	1	\$ 126	\$ 126
		Subtotal	\$ 9,726
		Total	\$ 9,726

Thank you for your interest in Direct Action Industries. We look forward to working with you.